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Date: October 1, 2003

Docket No.: 3560-0133P

**MS PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

As authorized by the inventor(s), transmitted herewith for filing is a patent application applied for on behalf of the inventor(s) according to the provisions of 37 C.F.R. § 1.41(c).

Inventor(s): KINDLEIN, Johann; VISSCHER, Arie Luite;  
LUTZ, Ulrike; SCHUURMAN, Jeroen;  
ADAM, Mark Alexander

For: DEVICE FOR IMPLANTING A ROW OF RADIOACTIVE SEEDS  
AND NON-RADIOACTIVE SPACERS

Enclosed are:

- ☒ A specification consisting of Nineteen (19) pages
- ☒ Five (5) sheet(s) of formal drawings
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27

- ☐ Applicant does not claim priority
- ☒ Applicant claims the right of priority under 35 U.S.C. § 119 based on Application No(s). 02079170.3 filed in EUROPE on October 7, 2002.
- ☐ Certified copy(ies) is(are) attached hereto.
- ☒ Certified copy(ies) will follow.
- ☒ Executed Declaration in accordance with 37 C.F.R. § 1.64 will follow
- ☒ Preliminary Amendment
- ☐ Application Data Sheet in accordance with 37 C.F.R. § 1.76
- ☒ Information Disclosure Statement, PTO-1449 and reference(s)
- ☐ Other: \_\_\_\_\_
- ☐ Applicant requests early publication - \$300.00 publication fee
- ☐ Non-publication Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i)

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	18-20=	0	x 18 = \$0.00	x 9= \$0.00
INDEPENDENT CLAIMS	3-3=	0	x 86 = \$0.00	x43= \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
		TOTAL	\$770.00	\$0.00

- ☒ The application transmitted herewith is filed in accordance with 37 C.F.R. § 1.41(c). The undersigned has been authorized by the inventor(s) to file the present application. The original duly executed declaration together with the surcharge will be forwarded in due course.

Docket No. 3560-0133P

- ☒ A check in the amount of \$770.00 to cover the filing fee is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.
- ☒ Please send correspondence to:  
BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Joe McKinney Muncy  
Joe McKinney Muncy, #32,334

KM/tmr  
3560-0133P

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Attachment(s)

(Rev. 09/30/03)